**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE KURIAN JOSEPH**

**WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929**

**WP(C).No. 9874 of 2004(A)**
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**PETITIONER:**
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**MRS. TARA PHILIPOSE W/O. K.I.PHILIPOSE,**
**KALLARACKAL HOUSE, ERICADU, P.O. PUTHUPPALLY,**
**KOTTAYAM DISTRICT.**

**BY ADV. SRI.P.VIJAYAKUMAR**

**RESPONDENTS:**
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1. **THE DISTRICT COLLECTOR, KOTTAYAM.**

2. **THE DEPUTY COLLECTOR (LR), KOTTAYAM.**

3. **THE VILLAGE OFFICER, PUTHUPPALLY,**
   **KOTTAYAM DISTRICT.**

4. **THE SUB INSPECTOR OF POLICE,**
   **KOTTAYAM EAST POLICE STATION, KOTTAYAM.**

**BY GOVERNMENT PLEADER SRI. MANOJ**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

## APPENDIX

**PETITIONER'S EXHIBITS:**

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|---|---|
| **EXT.P1(A):** | **COPY OF THE RELEVANT PAGES OF THE REGISTRATION CERTIFICATE OF THE PETITIONER'S MINI LORRY KL-6/K-837.** |
| **EXT.P1(B):** | **COPY OF THE GOODS CARRIAGE PERMIT IN RESPECT OF THE PETITIONER'S MINI LORRY.** |
| **EXT.P1(C):** | **COPY OF THE CERTIFICATE IN RESPECT OF THE PETITIONER'S MINI LORRY.** |
| **EXT.P2:** | **COPY OF THE FORM P CASH MEMORANDUM IN RESPECT OF THE SAND LOADED ON THE PETITIONER'S MINI LORRY.** |
| **EXT.P3:** | **COPY OF THE MAHASSAR PREPARED BY THE 3RD RESPONDENT AND ISSUED TO THE PETITIONER.** |
| **EXT.P4:** | **COPY OF THE REPRESENTATION DTD. 18/03/04 SUBMITTED BY THE PETITIONER BEFORE THE 1ST AND 2ND RESPONDENTS.** |

**/TRUE COPY/**

**KSS**

**KURIAN JOSEPH, J.**

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**W.P(C)No.9874 of 2004**

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**Dated this the 28th day of March, 2007**

**JUDGMENT**

The only prayer is for a direction to the first respondent to consider Ext.P4 representation since according to the petitioner, if the representation is properly considered, there would be no occasion to proceed against the petitioner on the basis of Ext.P3. There will be a direction to the first respondent to look into Ext.P4 with notice to the petitioner and pass appropriate orders thereon in accordance with law, within a period of three months from the date of production of a copy of the judgment. The fate of the interim order dated 24-3-2004 will depend on the order thus passed by the first respondent.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.